

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

NEIGHBORHOOD
ASSOCIATION OF THE BACK
BAY, INC., DOROTHY
BOWMER, MARIANNE
CASTELLANI, ANN D.
GLEASON AND FREDERICK
C. GLEASON

Plaintiffs

v.

FEDERAL TRANSIT
ADMINISTRATION and
MASSACHUSETTS BAY
TRANSPORTATION
AUTHORITY

Defendants

CIVIL ACTION
NO. 04cv11550-RCL

MOTION TO AMEND
COMPLAINT (Assented to)

The plaintiffs move under Fed.R.Civ.P. 15(a) for leave to file the attached Second Amended Complaint for Declaratory and Injunctive Relief, clarifying the previous pleading and adding two additional plaintiffs.

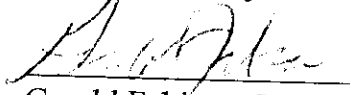
As grounds for this motion, the plaintiffs state the following.

1. Counsel for defendant Federal Transportation Administration conferred with the undersigned plaintiffs' counsel on a motion by the Federal Transportation Administration for a more definite statement, and as a result of that consultation, the undersigned plaintiff's counsel agreed to file a more detailed pleading.

2. The parties expect the more detailed complaint to aid the Court in analyzing the issues presented in this civil action.
3. Both defendants have assented to this motion.

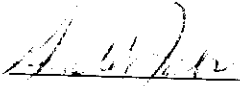
Plaintiffs Neighborhood Association
of the Back Bay, Inc., Dorothy
Bowmer, Marianne Castellani, Ann
D. Gleason and Frederick C. Gleason

By their attorney


Gerald Fabiano BBO No. 157130
Pierce, Davis & Perritano, LLP
10 Winthrop Square 5th Floor
Boston, MA 02110
617-350-0950

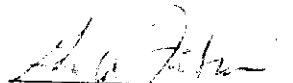
Certificate of Conferring
LR 7.1(a)(2)

I hereby certify that I have
conferred with opposing counsel and that
opposing counsel have assented to this
motion.


Gerald Fabiano

Certificate of Service

I hereby certify that a true copy
of the above document was served upon
all counsel of record and upon Stephen
M. Leonard, attorney for defendant
Massachusetts Bay Transportation
Authority, by mail, on September 20,
2004.


Gerald Fabiano